



CANNON BUILDING
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STATE OF DELAWARE
BOARD OF COSMETOLOGY AND BARBERING

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PUBLIC MEETING MINUTES:	Board of Cosmetology and Barbering
MEETING DATE AND TIME:	Monday, February 23, 2015 at 9:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , Second Floor of the Cannon Building
MINUTES APPROVED:	March 30, 2015

MEMBERS PRESENT

Linda Wilson, Professional Member
Kathleen Sherwin, Public Member
Gregory Meyers, Professional Member
Tien Le, Professional Member
Derrick Reed, Professional Member
Domonique Vicks, Professional Member
Hillary Reid, Professional Member
Albert Niezgoda, Professional Member
Gina Marsilli, Professional Member
Sherry Wilkins, Public Member

MEMBERS ABSENT

Lauren Pressey, Professional Member
Carol Guilbert, Secretary, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Eileen Kelly, Deputy Attorney General
Maggie Strauss, Administrative Specialist II
David Mangler, Director

OTHERS PRESENT

Felisha Oberly	Robert Allen
Tam Nguyen	Ashley Thompson
Paula Wright	Heather Davis
Pamela Yerger	

CALL TO ORDER

Ms. Wilson called the meeting to order at 09:17.

REVIEW OF MINUTES

A motion was made by Ms. Marsilii, second by Ms. Vicks, to approve the January 26, 2015 meeting minutes. The motion carried unanimously.

A motion was made by Ms. Sherwin, second by Mr. Meyers to add 4.4.5 to the agenda. The motion carried unanimously

UNFINISHED BUSINESS

Propose to Deny Hearing – Tam Thanh Nguyen

Ms. Kelly called the hearing to order at 09:19 and stated that today's hearing was a result of the Board proposing to deny the nail technician application of Tam Thanh Nguyen. Ms. Kelly entered as Board exhibit #1 the Mr. Nguyen's application and supporting documents. The Board members were introduced and Mr. Nguyen was sworn in.

Mr. Nguyen stated his testimony by stating that he feels the Board's decision was wrong, he has been a nail tech for many years and deserves a license in DE. He needs income to support his family. He stated that the Board makes it too hard for people to get a license in DE. What is he supposed to do since he wasn't working for a period in FL?

The Board went into deliberations at 09:27. Ms. Kelly advised them that they must first make a decision on his application, and then offer him an option for licensure. The Board agreed that Mr. Nguyen did not meet the reciprocity requirements. A motion was made by Ms. Wilkins, second by Ms. Sherwin to deny the nail technician application of Tam Nguyen. The motion carried unanimously.

The Board suggested that Mr. Nguyen apply for an apprentice license and then take the DE exams. Ms. Kelly advised that currently the statute does not support any other method of licensure that.

The meeting went off record and adjourned at 09:35. Verbatim testimony is available via audio recording.

Review & Discussion of Consent Agreement(s)

A motion was made by Mr. Reed, second by Ms. Sherwin to accept the consent agreement for Julio Sanchez as written. The motion carried unanimously.

Re-Review of Applications

After review of the new documents submitted, a motion was made by Mr. Reed, second by Ms. Sherwin to table the cosmetologist application of Hoa Nguyen. The motion carried unanimously.

Review & Signing of Final Order(s)

Ms. Wilson signed the Final Board Order of Megan Brazell.

NEW BUSINESS

Ratification of Applications

A motion was made by Ms. Wilson, second by Mr. Meyers to accept the Aesthetician ratification(s) of: Marcela L. Mendonca and Annette Bird. The motion carried unanimously.

A motion was made by Mr. Meyers, second by Ms. Le to accept the Barber/Master Barber ratifications of: Michael Riddick and Pablo DeJesus-Reyes. The motion carried unanimously.

A motion was made by Ms. Wilson, second by Mr. Meyers to accept the Cosmetologist ratifications of: Stephanie J. Kiernan, Katie Aleen Conway, Briana Theresa Thomas, Joyce I McCarthy, Mung Hoai Truong, Chau Thanh Dang, Hoa Nguyen, Teresa G. Aguila, Kaitlyn E Donofrio, Valerie Lynn Nichols, Heather Nicole Campbell, Jessica Catherine Snyder, Angela Susann Purcell, Maleny Roman, Dawn Jeanette Deveney and Jessica R. Naundorf. The motion carried unanimously.

A motion was made by Mr. Meyers, second by Mr. Reed to accept the Cosmetology Instructor application ratification(s) of: Edwin Alicea. The motion carried unanimously.

A motion was made by Mr. Meyers, second by Mr. Reed to accept the Nail Technician application ratifications of: Ashley N. Messatzzia and Oanh T. Truong. The motion carried unanimously.

Review of Reciprocity Applications

A motion was made by Mr. Meyers, second by Ms. Le to approve the reciprocity application(s) of Jennifer Carroll, Sandra Betancourt and Lourdes Negrete. The motion carried unanimously.

A motion was made by Mr. Meyers, second by Ms. Le to table the application(s) of Cindy Au and Kevin Tran for a letter indicating 5 years' experience immediately preceding application. The motion carried unanimously.

Review of Shop/Salon Applications

A motion was made by Mr. Reed, second by Ms. Marsilii to approve the Shop/Salon Application(s) of: Studio Z Blowout & Color Bar, Da Vi Nails #5039, US Male Modern Barber Shop, Glitz & Glam Salon, AmstelMT, LLC dba Amstel Barbershop, Salon Secrets and Ace of Fades. The motion carried unanimously.

A motion was made by Mr. Meyers, second by Ms. Le to approve the application(s) of Casa de Beauty, LLC contingent upon proof of a floor plan that includes a hand washing sink on the work floor. The motion carried unanimously.

Review of Applications by the DAG

Under guidance from Ms. Kelly, a motion was made by Mr. Meyers, second by Ms. Wilkins to:

- 4.4.1 Send a reply to Kevin Oropeza advising him to contact the DE DOE.
- 4.4.2 Send a response to Ms. Mendonca that there are currently no regulations in place to support her request. She will have to apply via reciprocity.
- 4.4.3 Approve Ana Maria Rivera to apply as an exam applicant and take only the theory portion of the DE exam.
- 4.4.4 Require Mr. Quinoes to complete an apprenticeship or school hours to obtain a barber license.
- 4.4.5 Approve the transfer of apprentice hours from MD to Ms. Davis' DE apprenticeship hours.

The motion carried unanimously.

Complaint Status

08-29-13 - Hearing Officer	08-34-14 – Investigative Unit
08-66-13 – Attorney General	08-35-14 – Attorney General
08-67-13 – Attorney General	08-36-14 – Attorney General
08-104-13 – Hearing Officer	08-37-14 – Attorney General
08-116-13 – Investigative Unit	08-40-14 – Attorney General
08-02-14 – Attorney General	08-41-14 – Attorney General
08-05-14 – Investigative Unit	08-44-14 – Attorney General
08-16-14 – Attorney General	08-46-14 – Investigative Unit
08-27-14 – Attorney General	08-49-14 – Investigative Unit
08-31-14 – Investigative Unit	08-01-15 – Attorney General
08-32-14 – Attorney General	08-02-15 – Investigative Unit
08-33-14 – Hearing Officer	

Review of Apprentice Curriculum and Review of Proposed Theory Topics for Merged Instruction Programs

****COMBINED DISCUSSION****

Ms. Kelly reminded the Board that the program presented last month by ABA was originally presented to them as a tutoring program. The Board didn't "sign-off" on it, just acknowledged that it was available. ABA however presented it as being "accepted" by the Board. Furthermore, it is not clear what the Board is supposed to do with the information since there are no practical guidelines in place yet to support the theory as proposed. Mr. Meyers stated that typically the 2 go hand-in-hand. Ms. Kelly asked the Board members if they were comfortable approving the theory without the practical, to which they all agreed no.

Mr. Mangler addressed the Board; he reminded them that they need to develop a breakdown of what needs to be learned in the 1500 hour curriculum, and that probably the best way to do that is to develop the 3000 hour apprentice curriculum first. They should consider the order topics are taught as well. Also under consideration should be the prerequisites of the supervisor; do they have to be an instructor? Have a certain number of years of experience?, etc. Ms. Strauss also suggested including what an apprentice should do if they are not working in a full service salon.

Mr. Meyers stated that typically you learn in the classroom (theory) first, and then go practice (practical) what you learned. Unfortunately, this is not how the law is written, so the Board needs to consider this when developing the curriculums.

Ms. Wilson asked why they couldn't just take the curriculum from one of the books (Malady or Pivot Point) which provides for learning the information in 1500 hours and double the length of time to make it 3000 hour apprenticeship? Ms. Kelly suggested the Board also consider a completion timeline for those licensees who will be enrolled in a hybrid program.

Ms. Strauss will resend the information from MI and AL to the Board members for further review and discussion at the March meeting. Those 2 states have a clear outline for apprentices and supervisors to follow. She suggested the Board look over their guidelines and make any mark-ups they would like to consider next month. Ms. Strauss will also come with a list of questions to work on.

CORRESPONDENCE

There was no correspondence for review.

PUBLIC COMMENT

Ms. Oberly from Schilling-Douglas stated to the Board that she would be willing to help with the development of a curriculum. The Board thanked her for her offer

NEXT SCHEDULED MEETING

The next Board meeting will be held on Monday March 30, 2015 at 9:00 a.m. in conference room A.

ADJOURNMENT

A motion was made by Ms. Wilson, second by Ms. Vicks, to adjourn the meeting. The motion carried unanimously. The meeting adjourned and went off record at 11:23.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. Strauss', is written over a horizontal line.

Maggie Strauss
Administrative Specialist II